IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CIVIL APPLICATION NO.1388 OF 2004
IN
WRIT PETITION NO.5080 OF 1991

Asgarally Fidaally Potia & Ors. .... Petitioners
Vs.
Municipal Corporation of Greater Bombay .... Respondents
And
1(a) Akhtarhusein s/o A.F. Potia and Ors. .... Proposed Petitioners

AND

CIVIL APPLICATION NO.1389 OF 2004
IN
WRIT PETITION NO.5080 OF 1991

Asgarally Fidaally Potia & Ors. .... Petitioners
Vs.
Municipal Corporation of Greater Bombay .... Respondents
And
5(a) Mrs. Hamida Yusuf Potia wd/o Y.F. Potia and Ors. .... Proposed Petitioners

Shri S.M. Khaire for the Petitioners in both the Applications.

Shri Patil for the Respondents in both the Applications.

CORAM: R.M.S. KHANDEPARKAR, J.

DATED: OCTOBER 05, 2004

P.C:

Since common question of law and facts arise in

both the applications, they were heard together and are being disposed of by this common order.

Heard the learned Advocates for the parties.

Considering the facts disclosed in the applications and there being no counter to those facts stated on oath, upon hearing the learned Advocates for the parties and on perusal of the records, it is apparent that the applicants/petitioners have made out sufficient cause for condonation of delay in filing the application for setting aside the abatement as well as to bring the L.Rs. of the original petitioner Nos.1 and 5 on record. Hence, the applications are allowed in terms of the prayer clauses (a), (b), (c) and (d). The amendment to be carried out within two weeks. Applications stand disposed of.